

---

8th FEBRUARY, 1805.

---

Read the first and second time, and ordered to be committed to a committee of the whole House, on Monday next.

---

## A B I L L,

*SUPPLEMENTARY to an act, entitled "An act more effectually to provide for the organization of the militia of the district of Columbia.*

1     **Be it enacted,** by the Senate and House of Representa-  
2     tives of the United States of America in Congress assembled,  
3     That from and after the passing of this act, the muster of each le-  
4     gion, required to be held by the act, to which this is a supplement,  
5     in each year—may be held in either of the months of October or  
6     November, as the commanding officer of the brigade may appoint.

1     SEC. 2. *And be it further enacted,* That the battalion courts of  
2     enquiry, mentioned in the eighth section of the said act, shall be  
3     held in the months only of July and November, in each year, and  
4     the legionary courts of enquiry mentioned in the said section, shall  
5     be respectively held in not less than ten, and not more than twenty  
6     days after each battalion court of enquiry, *Provided however,* That

7 the commanding officer of each legion, shall be and is hereby em-  
 8 powered, to appoint and convene, at such time or times, as he may  
 9 deem requisite, legionary courts extraordinary, to be constituted in  
 10 the same manner as the legionary courts of enquiry before men-  
 11 tioned, and to exercise all or any of the powers, and perform all or  
 12 any of the duties, which are or may be, by law vested in, or pre-  
 13 scribed to the legionary courts of enquiry, except the power of as-  
 14 sessing fines incurred by the officers of the legion, for any delin-  
 15 quency or neglect of duty, other than failing to attend such legion-  
 16 ary courts extraordinary.

1     SEC. 3. *And be it further enacted,* That all fines assessed and  
 2 not yet collected, or to be assessed under the authority of the act last  
 3 aforesaid, shall be certified by the clerk of the legionary and battal-  
 4 ion courts of enquiry, by which the same shall be, or have been,  
 5 assessed, to the marshal of the district of Columbia, and for such  
 6 as may hereafter be assessed, lists so certified shall be delivered to  
 7 the marshal within fifteen days after the sitting of the court, em-  
 8 powered finally to determine, and he shall give a receipt therefor;  
 9 the said marshal shall forthwith proceed to collect the said fines,  
 10 (and should any person fail to make payment, when called on)  
 11 to levy the amount with costs, by distress and sale of the goods and  
 12 chattels of the delinquent, which costs and manner of proceeding  
 13 shall be the same as in other cases of distress, and where there  
 14 are no goods or chattels to be found, whereof to levy the said  
 15 fines, the marshal of the district, shall commit such delinquent to  
 16 goal, and hold him in close imprisonment, during the term of

17 twenty four hours for each and every fine, by him payable (unless  
18 the same shall be sooner paid) in the same manner as other per-  
19 sons condemned to fine and imprisonment at the suit of the United  
20 States, may be committed. And the marshal shall account for all  
21 the fines, and pay such as have been by him levied to the paymas-  
22 ter of the legion, from which he shall have received the certified  
23 lists, within six months after the said lists have been delivered to  
24 him respectively ; deducting from the amount so to be paid six per  
25 centum, as a compensation for his trouble ; and in case of failure,  
26 the same shall be recoverable by action of debt or information in  
27 the circuit court for the district of Columbia, in either county of  
28 said district ; to be sued for, prosecuted and recovered, in the  
29 name of the pay-master of the legion from which the same had  
30 been certified, with interest and costs.

1 SEC. 4. *And be it further enacted*, That so much of the eleventh  
2 section of the act, to which this is a supplement, as requires that  
3 there shall be a muster of each troop of cavalry, and company of  
4 militia, comprehending the companies made up by voluntary  
5 enrollment ; in the months of July, August, and November, and  
6 all the twenty second section of the said act, be and the same are  
7 hereby, repealed.

1 SEC. 5. *And be it further enacted*, That the Secretary of War  
2 shall cause a sufficient number of copies of this act to be printed  
3 and distributed throughout the territory of Columbia, so that every  
4 commissioned officer therein be furnished with one copy each.